



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:) Before the Examiner:
 Jonathan Phillips) Pedro Philogene
 Application No.: 09/990,243)
 Filed: November 21, 2001) Group Art Unit: 3732
 PEDIATRIC INTRAMEDULLARY)
 NAIL AND METHOD)

RESPONSE TO NONFINAL ACTION

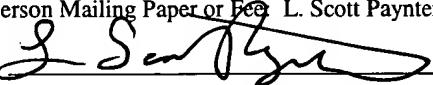
Commissioner for Patents
 P. O. Box 1450
 Alexandria, VA 22313-1450

Sir:

In response to the Office Action dated August 11, 2004, please consider the following. A Petition for Extension of Time to respond up to January 11, 2005 is being provided herewith, along with a credit card authorization in the amount of the requisite fee. Please charge any additional fees that may be due or credit any overpayments to Deposit Account No. 23-3030, but not to include any payment of issue fees.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope on **January 11, 2005**, addressed to the Commissioner for Patents, P. O. Box 1450, Alexandria, VA 20313-1450.

Name of Person Mailing Paper or Fee: L. Scott Paynter

Signature: 

INTRODUCTORY COMMENTS

Please cancel claims 1-5, 7-8, and 26-30 without prejudice to consideration in a continuing application, and amend claims 6, 9, and 21-23.